

DOCKET: CU-2806

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: Kyung-Shik CHOI

Serial No: 09/832,076

Filed: April 9, 2001

For: RESIN MOLDED BRUSHLESS DIRECT  
CURRENT MOTOR AND METHOD OF  
MANUFACTURING THE SAME

GRP ART UNIT: 2834

Ex.: Thanh LAM


FAX RECEIVED

FEB 07 2003

TECHNOLOGY CENTER 2800

**Certification under 37 C.F.R. §1.8(b)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the U.S. Patent and Trademark Office to Fax No. (703) 872-9319 on February 7, 2003.

  
Vangelis Economou, Reg. No. 32,341

Commissioner for Patents  
Washington, D.C. 20231

**REQUEST FOR WITHDRAWAL OF THE FINAL REJECTION STATUS**

Dear Sir:

This is in partial response to the Final Office Action dated December 10, 2002 and having a shortened statutory period for reply set to expire on **March 10, 2003**. Applicant respectfully requests the reconsideration and withdrawal of the FINAL Rejection Status of this application.

According to MPEP §706.07(a), a final rejection is proper on a second action, except "where the Examiner introduces a new ground of rejection that is neither necessitated by Applicant's amendment of the claims nor based on information submitted in an information

disclosure statement...."

In the Final Office Action dated December 10, 2002, a new ground of rejection was introduced based on a new reference U.S. Patent No. 4,755,699 (Schmider) that was neither cited in the first Office Action nor introduced by Applicant who had not submitted an information disclosure statement.

Further, Applicant's amendment of Claim 1 in the previously filed Amendment submitted in response to the first Office Action basically incorporated the limitations of Claim 2. No new unclaimed subject matter (that was disclosed in the Specification) was introduced in any of the amended claims in the last filed Amendment. Therefore, nothing in the last filed Amendment could have necessitated a new ground of rejection presented in the present Final Office Action.

In view of the requirement that prosecution be advanced, Applicant respectfully requests reconsideration and withdrawal of the FINAL STATUS of the rejection so as to provide a means for developing claim amendments that would better present this application in a form ready for allowance.

The Examiner is respectfully requested to obtain authorization of the Supervisory Patent Examiner in the event that there is any problem to extend the above requested relief. Should the Examiner have any remaining questions or concerns, the Examiner is encouraged to contact the undersigned attorney by telephone to expeditiously resolve such concerns.

Dated: Feb. 7, 2003

Respectfully submitted,

*Vangelis Economou*  
Vangelis Economou, Reg. No. 32,341  
c/o Ladas & Parry  
224 South Michigan Avenue, Suite 1200  
Chicago, Illinois 60604  
Tel. No. (312) 427-1300

FAX RECEIVED

FEB 07 2003

TECHNOLOGY CENTER 2800